

However, applicant Masakazu Funahashi is also a named inventor on Matsuura '233. Submitted herewith is a Declaration Under 37 CFR 1.132, in accordance with M.P.E.P. § 716.10, declaring that Mr. Funahashi was the original, first and sole inventor of the electroluminescent device material disclosed in Matsuura, represented by the general formula (V-a) (Matsuura ¶¶ 27-29) and specific examples EM111, EM112, EM113 and EM115 to EM120 (Matsuura pp. 23-24). The Declaration also states that the other named inventors of Matsuura were not inventors of the electroluminescent device material represented by the general formula (V-a) (Matsuura ¶¶ 27-29) and specific examples EM111, EM112, EM113 and EM115 to EM120 (Matsuura pp. 23-24). Therefore, invention of the alleged anticipatory compounds was not "by another," as required under 35 U.S.C. § 102(e). Accordingly, Matsuura does not qualify as a de jure prior art reference against this application. Applicant respectfully requests that this rejection be withdrawn and claims 1-7 be allowed.

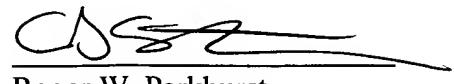
2. Claims 1-6 were rejected for nonstatutory obviousness-type double patenting over claims 1, 2, 8-12, 16 and 17 of Matsuura. Applicant files herewith a Terminal Disclaimer, mooting this rejection.

For the foregoing reasons, all claims 1-7 are now fully in condition for allowance, which is respectfully requested. The PTO is hereby authorized to charge or credit any necessary fees to Deposit Account No. 19-4293. Should the Examiner deem that any further amendments would be desirable in placing this application in even better condition for issue, he is invited to telephone applicant's undersigned representative.

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Respectfully submitted,

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